

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office JUN 10 1986

Returned to applicant for correction

Corrected application filed Map filed FEB 2 1983 Proposed P.O.D.,
P.O.U. under
46624, Mar. 16, 1978 existing
P.O.D., P.O.U. under 34748

The applicant Comstock Enterprises, Inc.

Post Office Box 718 of Carson City
Street and No. or P.O. Box No. City or Town

Nevada 89702 hereby makes application for permission to change the
State and Zip Code No.

Point of Diversion and Place of Use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 34748
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.)

1. The source of water is Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.12 c.f.s., 28.31 mga
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Quasi-Municipal and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Quasi-Municipal and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE $\frac{1}{4}$ SW $\frac{1}{4}$ Section 20, T.16N., R.21E.,
Describe as being within a 40-acre subdivision of public survey and by course and
M.D.B. & M., or at a point from which the South one-quarter corner of
distance to a section corner. If on unsurveyed land, it should be stated.
said Section 20 bears South 46°51'52" East, 1,498.86 feet.

6. The existing permitted point of diversion is located within SW $\frac{1}{4}$ NW $\frac{1}{4}$ Section 29, T.16N., R.21E.,
If point of diversion is not changed, do not answer.
M.D.B. & M., or at a point from which the West one-quarter corner of
said Section 29 bears South 46°21'26" West, 140.62 feet.

7. Proposed place of use S $\frac{1}{2}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ Section 19, E $\frac{1}{2}$ NE $\frac{1}{4}$ Section 30, NW $\frac{1}{4}$, NW $\frac{1}{4}$ NE $\frac{1}{4}$,
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
portion of SW $\frac{1}{4}$ Section 29, SW $\frac{1}{4}$ Section 20, T. 16N., R. 21E., M.D.B. & M.

8. Existing place of use Section 19, SW $\frac{1}{4}$ Section 20, portions of Sections 29,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
30, and 31, T. 16N., R. 21 E., SW $\frac{1}{4}$ Section 24, portions of Sections
manner of use of irrigation permit, describe acreage to be removed from irrigation.
25 and 36, T. 16N., R. 20E., M.D.B. & M.

9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Drilled well with pump and motor, to
State manner in which water is to be diverted, i.e. diversion structure, ditches,
one million gallon storage tank and Comstock Industrial Park Water system.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$60,000 for well with pump and motor.

13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use.....10 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Use map under 46624 to support the proposed place of use and point of diversion. Use map under 34748 to support the existing point of diversion and place of use. Same point of diversion as Permit 46624. Existing point of diversion has proven to be unacceptable for use due to low production and high mineral content.

s/Brian A. Randall

By.....Brian A. Randall, Resource Concepts, Inc.
340 North Minnesota Street
Carson City, Nevada 89701

Compared.....jm/ti.....pm/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 34748 is issued subject to the terms and conditions imposed in said Permit 34748 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 24387, 24388, 24472, 25454, 25483, 25484, 26008, 27199, 42535, 42536, 42537, 42539, 42540, 42541, 43202, 43203, 46382, 46383, 46384, 46385, 46624, 46625, 46626, 48302, 48630, 48631, 48931, 48097, 48098, 48099, 48100, 48102, 48302, 48303, 48304, 48407, 48409, 49493, 49494, 49911, 49912, 50590, 50591, 50592, 50593, 50594, 52703 and 52704 shall not exceed 744.92 million gallons annually.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed.....0.12.....cubic feet per second, but not to exceed 28.31 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....January 13, 1990

Proof of completion of work shall be filed before.....February 13, 1990

Application of water to beneficial use shall be made on or before.....January 13, 1991

Proof of the application of water to beneficial use shall be filed on or before.....February 13, 1991

Map in support of proof of beneficial use shall be filed on or before.....February 13, 1991

Completion of work filed.....FEB 15 1990

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I.....PETER G. MORROS.....
State Engineer of Nevada, have hereunto set my hand and the seal of

my office, this.....27th.....day of.....June.....

A.D. 19.....89.....

Peter G. Morros
State Engineer